



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Malcolm G. Smith, Sr. et al.

Assignee: UltraCard, Inc.

Title: Data Storage Card Having A Non-Magnetic Substrate
and Data Surface Region And Method for Using Same

Serial No.: 09/663,659 File Date: 09/15/2000

Examiner: Taylor, April A. Art Unit: 2876

Docket No.: ULT-005-2C2P (old 5573 413436/070)

Date: July 15, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION MAILED 6/21/2004

Dear Sir:

In response to the Office Action mailed from the U.S.
Patent Office on June 21, 2004, please amend the application as
indicated below.



2876
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Malcolm G. Smith et al.

Application No.: 09/663,659

Art Unit.: 2876

Filing Date: 09/15/2000

Examiner: April A. Taylor

For: "DATA STORAGE CARD HAVING A NON-MAGNETIC SUBSTRATE AND DATA SURFACE REGION AND METHOD FOR USING SAME"

Atty. Dkt. No.: ULT-005-2C2P

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: July 15, 2004

AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- STATUS:** Applicant is a small entity.
- EXTENSION OF TERM:** The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- FEE FOR CLAIMS:** The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	20	Minus	65	= 0	x \$9 =	\$0
Indep.	2	Minus	14	= 0	x \$43 =	\$0
First Presentation of Multiple Dependent Claim					+ \$145 =	\$0
					Total Addit. Fee	\$0

No additional fee for claims is required.

- FEE DEFICIENCY:** If any additional extension and/or fees required, please charge Deposit Account No. 50-0574.

Customer No. 022888
Tel.: (408) 451-5906


SIGNATURE OF PRACTITIONER

James E. Parsons
Reg. No. 34,691

I hereby certify that this correspondence is being deposited with the United States Postal Service as FIRST CLASS MAIL in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 15, 2004.

7/15/2004
Date


Signature: Rebecca A. Baumann